

California Gambling Control Commission
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MINUTES OF AUGUST 3, 2006
COMMISSION MEETING

OPEN SESSION

1. Call to Order and Pledge of Allegiance.

Chairman Shelton called the meeting to order at 1:30 p.m., and asked everyone to stand for the Pledge of Allegiance.

2. Roll Call of Commissioners.

Roll Call of Commissioners was taken with Chairman Shelton and Commissioners Cruz and Vuksich present.

3. Approval of amendments to minutes of the May 18, 2006 Commission Meeting.

Upon motion of Commissioner Cruz, seconded by Commissioner Vuksich and unanimously carried in a roll call vote with Chairman Shelton and Commissioner Cruz and Vuksich voting yes, the Commission approved the amendments to the May 18, 2006 Commission meeting minutes.

4. Approval of minutes of June 22, 2006 Commission meeting.

Upon motion of Commissioner Vuksich, seconded by Commissioner Cruz and unanimously carried in a roll call vote with Chairman Shelton and Commissioner Cruz and Vuksich voting yes, the Commission approved the June 22, 2006 Commission meeting minutes.

Deputy Director Ciau announced that the following agenda items were being tabled:

10. Request for Transfer of Shares: Lucky Chances Casino
11. Applications for Key Employee License:
H. Diamond Jim's Casino: Burgum, Robert Leroy
15. Applications for Tribal-State Compact Gaming Resource Supplier Finding of Suitability: Galaxy Gaming of California, LLC
5. Request for Temporary State Gambling License Including All Associated Applicants and Endorsees (Pursuant to Business and Professions Code section 19824 (f)):
Mortimer's Cardroom: Mark Williamson, Executor of the Williamson Estate

Deputy Director Ciau indicated that staff recommends that the Commission approve a temporary license for Mark Williamson, Executor of the Edward Williamson Estate with the conditions incorporated into these minutes as Attachment A, for the remainder of the gambling establishment's licensure period to allow him to participate in the operation of Mortimer's cardroom while the Division conducts a full background investigation of Mr. Williamson's application for an initial state gambling license as Executor and for Commission staff to prepare a recommendation. Upon motion of Commissioner Cruz, seconded by Commissioner Vuksich and unanimously carried in a vote by roll call with Chairman Shelton and Commissioners Cruz and Vuksich voting yes, the Commission adopted the staff recommendation.

6. Applications for State Gambling License Including All Associated Applicants and Endorsees: (Pursuant to Business and Professions Code section 19856):
A. **Napa Valley Casino:** BVK, Gaming, Inc.

Deputy Director Ciau indicated that staff concurs with the Division's recommendation to approve the initial application for a state gambling license for the period of September 1, 2006 through May 31, 2006 for Napa Valley Casino, Item 5.A. Upon motion of Commissioner Vuksich, seconded by Chairman Shelton and unanimously carried in a vote by roll call with Chairman Shelton and Commissioners Cruz and Vuksich voting yes, the Commission adopted the staff recommendation.

B. Rooney's Cardroom: Sau Cung Phong, Sole Proprietor

Deputy Director Ciau indicated that staff concurs with the Division's recommendation to approve the initial application for a state gambling license for the period of September 1, 2006 through July 31, 2007 for Rooney's Cardroom, Item 5.B. Upon amended motion of Chairman Shelton to adopt the staff recommendation with a condition on the license that Mr. Phong provide to the Commission, within 30 days, information regarding

whatever financial arrangements have been made between Welco and Rooney's to occupy the premises. Commissioner Vuksich seconded the motion, which unanimously carried in a vote by roll call with Chairman Shelton and Commissioners Cruz and Vuksich voting yes.

7. Applications for State Gambling License – Request For Withdrawal (Pursuant to Business and Professions Code section 19869):

A. Club Caribe: **John Schipani**

Deputy Director Ciau indicated that staff recommends that the Commission approve, without prejudice, the request for withdrawal of the application for a state gambling license for John Schipani, Item 7.A. Upon motion of Chairman Shelton, seconded by Commissioner Vuksich and unanimously carried in a vote by roll call with Chairman Shelton and Commissioners Cruz and Vuksich voting yes, the Commission adopted the staff recommendation.

B. The Bicycle Casino: **Richard Muscio, Mary Muscio** (CPI)

Deputy Director Ciau indicated that staff recommends that the Commission approve, without prejudice, the request for withdrawal of the application for a state gambling license for Richard Muscio and Mary Muscio, Item 7.B. Upon motion of Commissioner Cruz, seconded by Chairman Shelton and unanimously carried in a vote by roll call with Chairman Shelton and Commissioners Cruz and Vuksich voting yes, the Commission adopted the staff recommendation.

8. Applications for Renewal of State Gambling License Including All Associated Applicants and Endorsees: (Pursuant to Business and Professions Code section 19876):

A. **Delta Club Cardroom:** Delta Club Cardroom, A General Partnership

Deputy Director Ciau indicated that staff recommends that the Commission approve the state gambling license for the remaining renewal period of September 1, 2006 through November 30, 2006 for Delta Club Cardroom, Item 8.A. Upon motion of Commissioner Vuksich, seconded by Commissioner Cruz and unanimously carried in a vote by roll call with Chairman Shelton and Commissioners Cruz and Vuksich voting yes, the Commission adopted the staff recommendation.

B. **Deuce's Wild Casino:** Phil Hawkins, Sole Proprietor

Deputy Director Ciau indicated that staff concurs with the Division's recommendation to approve the state gambling license for the remaining renewal period of November 1, 2006 through June 30, 2007 for Deuce's Wild Casino, Item 8.B. Upon motion of Commissioner Vuksich, seconded by Commissioner Cruz and unanimously carried in a vote by roll call with Chairman Shelton and Commissioners Cruz and Vuksich voting yes, the Commission adopted the staff recommendation.

C. Hawaiian Gardens Casino: Hawaiian Gardens, Inc.

Deputy Director Ciau indicated that staff recommends that the Commission extend the renewal license from September 1, 2006 through November 30, 2006, to allow the staff time to prepare a report on the findings of the Division's background investigation for Hawaiian Gardens Casino, Item 8.C. Upon motion of Commissioner Cruz, seconded by Commissioner Vuksich and unanimously carried in a vote by roll call with Chairman Shelton and Commissioners Cruz and Vuksich voting yes, the Commission adopted the staff recommendation.

D. Oaks Card Club: Oaks Card Club, A Limited Partnership

Deputy Director Ciau indicated that staff recommends that the Commission approve the Oaks Card Club, Item 8.D., license for the remaining renewal period of September 1, 2006 through January 31, 2007, to include the endorsements of the limited partnership interest for the five partners: John Tibbetts, Dawn Potter, Michael Fink, Mary Tibbetts, and the estate of Nora Tibbetts, and three of the four trust beneficiaries for the estate of Nora Tibbetts: Joan Sailer, Kathleen Tibbetts and Dorothy Leroux, limited partners. Upon motion of Chairman Shelton, seconded by Commissioner Vuksich and unanimously carried in a vote by roll call with Chairman Shelton and Commissioners Cruz and Vuksich voting yes, the Commission adopted the staff recommendation.

E. St. Charles Place: James E. Roos, Sole Proprietor

Deputy Director Ciau indicated that staff recommends that the Commission approve a two-month extension of the license from September 1, 2006 through October 31, 2006, to allow staff time to prepare a report on the findings of the Division's background investigation for St. Charles Place, Item 8.E. Upon motion of Commissioner Cruz, seconded by Commissioner Vuksich and unanimously carried in a vote by roll call with Chairman Shelton and Commissioners Cruz and Vuksich voting yes, the Commission adopted the staff recommendation.

F. The Mint: James Podergois, Sole Proprietor

Deputy Director Ciau indicated that staff concurs with the Division's recommendation to approve the state gambling license for The Mint, Item 8.F., for the remaining renewal period from September 1, 2006 through June 30, 2007 to include John Watts as a key employee. Upon motion of Chairman Shelton, seconded by Commissioner Cruz and unanimously carried in a vote by roll call with Commissioner Vuksich and Commissioners Cruz and Vuksich voting yes, the Commission adopted the staff recommendation.

9. Request to Purchase Existing Gambling Establishment:

Deuce's Wild Casino: **Robert Brown (buyer)**, Sole Proprietor

Staff Counsel Heather Hoganson presented Item 9 to the Commission for its consideration of the request of Robert Brown to purchase the existing gambling establishment Deuce's Wild Casino, indicating that staff recommends approval of the request. Upon motion of Commissioner Cruz, seconded by Commissioner Vuksich and unanimously carried in a vote by roll call with Chairman Shelton and Commissioners Cruz and Vuksich voting yes, the Commission adopted the staff recommendation.

10. Request for Transfer of Shares (Pursuant to Business and Professions Code section 19904):

Lucky Chances Casino: Lucky Chances, Inc. – **Rommel Medina and Ruell Medina, Shareholders**

The Commission did not act on agenda item 10, which was tabled at the request of staff.

11. Applications for Key Employee License (Pursuant to Business and Professions Code section 19854):

- A. Angie's Poker Club: **Miller, Waldo**
- B. Artichoke Joe's: **Speir, Douglas**
- C. California Commerce Casino: **Antonio, Efren; Kusano, Mike**
- D. California Grand Casino: **Escover, Charles**
- E. Cameo Club: **Toma, Sabah**
- F. Capitol Casino: **Miranda, Oscar**
- G. Club Caribe: **Matsui, Lance**
- H. Diamond Jim's Casino: **Burgum, Robert Leroy**
- I. Hawaiian Gardens Casino: **Puchea, Jalinda; Tilley, Richard**
- J. Lucky Chances Casino: **Nosrati, Kian**
- K. Mortimer's Cardroom: **Lombardi, Veronica**
- L. Oaks Card Club: **Slaton, Keith**
- M. Ocean's Eleven Casino: **Sadowski, Craig**
- N. Palace Card Club: **Caballero, Vincent; Tang, Henry**
- O. Palomar Card Club: **Juroff, William**
- P. Rooney's Cardroom: **Phong, Sara**
- Q. The River Cardroom: **Gaeir, Patricia**
- R. The 101 Casino: **Scalerchio, Michael**
- S. Turlock Poker Room: **Freitas, Johnny**

Deputy Director Ciau indicated that staff recommends that the Commission approve the applications for a key employee license for agenda items 11.A. through 11.G. and 11.I. through 11.S. Upon motion of Chairman Shelton, seconded by Commissioner Vuksich and unanimously carried in a vote by roll call with Chairman Shelton and

Commissioners Cruz and Vuksich voting yes, the Commission adopted the staff recommendation.

The Commission did not act on agenda item 11.H., which was tabled at the request of staff.

12. Applications for Key Employee License – Request For Withdrawal (Pursuant to Business and Professions Code section 19869):

A. Artichoke Joe's: Herke, Julius

Deputy Director Ciau indicated that staff recommends that the Commission approve, without prejudice, the request for withdrawal of the application for a key employee license for Julius Herke, Item 12.A. Upon motion of Commissioner Vuksich seconded by Chairman Shelton and unanimously carried in a vote by roll call with Chairman Shelton and Commissioners Cruz and Vuksich voting yes, the Commission adopted the staff recommendation.

B. Deuce's Wild Casino: Sardella, Jeffrey

Deputy Director Ciau indicated that staff recommends that the Commission approve, without prejudice, the request for withdrawal of the application for a key employee license for Jeffrey Sardella, Item 12.B. Upon motion of Chairman Shelton, seconded by Commissioner Vuksich and unanimously carried in a vote by roll call with Chairman Shelton and Commissioners Cruz and Vuksich voting yes, the Commission adopted the staff recommendation.

C. The Nineteenth Hole: DeSiervi, Anthony

Deputy Director Ciau indicated that staff recommends that the Commission approve, with prejudice, the request for withdrawal of the application for a key employee license for Anthony DeSiervi, Item 12.C. Upon motion of Chairman Shelton, seconded by Commissioner Cruz and unanimously carried in a vote by roll call with Chairman Shelton and Commissioners Cruz and Vuksich voting yes, the Commission adopted the staff recommendation.

13. Applications for Work Permit (Pursuant to Business and Professions Code section 19912):

- A. Brooks Oceana Cardroom: **Forese, Nicholas**
- B. Club San Rafael: **Poznekoff, Maryann**
- C. Empire Sportsmen's Association: **Kho, Lamphai; Ngim, Yivuon; Ting, Peter**
- D. Gold Rush Gaming Parlor: **Carlson, Ryan**
- E. Lake Bowl Cardroom: **Badilla, Daniel; Carlson-Legg, Brooke; Hawthorne, Randy; Heath, Sarah; Hoey, Garrett; Maudlin, Abby; Stocks, Kitrena; Tomlinson, Sarah**

- E. Napa Valley Casino: **Altizer, Brian; Armitage, Calvin; Lang, Joseph**
- F. Oasis Card Room: **Arts, Inez; Epstein, Andrew**
- G. Poker Flats Casino: **Willingham, Robert**
- H. River Card Room: **Faison, Eric; Le, Leon; Ma, Chi; Molt, Gloria**
- I. The 101 Casino: **Cheng, Cheuk-Ming; Del Bonta, David; Lush, Megan; Taylor, Ryan**

Deputy Director Ciau indicated that staff recommends approval of the applications for a work permit for agenda items 13.A. through 13.I. Upon motion of Commissioner Cruz, seconded by Commissioner Vuksich and unanimously carried in a vote by roll call with Chairman Shelton and Commissioners Cruz and Vuksich voting yes, the Commission adopted the staff recommendation.

14. Applications for Work Permit – Request For Withdrawal (Pursuant to Business and Professions Code section 19869):

The 101 Casino: **Key, Amber; Lange, Alexander**

Deputy Director Ciau indicated that staff recommends approval, without prejudice, of the request for withdrawal of the application for a work permit for Amber Key and Alexander Lange, Item 14. Upon motion of Commissioner Vuksich, seconded by Commissioner Cruz and unanimously carried in a vote by roll call with Chairman Shelton and Commissioners Cruz and Vuksich voting yes, the Commission adopted the staff recommendation.

15. Applications for Tribal-State Compact Gaming Resource Supplier Finding of Suitability (Authority Pursuant to the Tribal-State Gaming Compact, section 6.4.5):

Galaxy Gaming of California, LLC: Robert Saucier, a Limited Liability Company

The Commission did not act on agenda item 15, which was tabled at the request of staff.

16. Applications for Tribal-State Compact Key Employee Finding of Suitability (Authority Pursuant to the Tribal-State Gaming Compact, section 6.4.4):

Pala Band of Luiseno Mission Indians – Pala Casino: **Kypros, George**

Deputy Director Ciau indicated that staff recommends approval of the application for Tribal-State Compact Key Employee Finding of Suitability for George Kypros, Item 16. Upon motion of Commissioner Cruz, seconded by Chairman Shelton and unanimously carried in a vote by roll call with Chairman Shelton and Commissioners Cruz and Vuksich voting yes, the Commission adopted the staff recommendation.

17. Revenue Sharing Trust Fund Report of Distribution to Non-Compact Tribes

Acting Deputy Director Lechner announced that a distribution of the Revenue Sharing Trust Fund has been made to all eligible non-compact tribes for the quarter ended June 30, 2006. A copy of the distribution report is incorporated into the minutes as Attachment B.

18. Applications for Renewal Work Permit: (Authority Pursuant to Business and Professions Code section 19870):

- A. Brooks Oceana Card Room: **Castillo, Rodrigo**
- B. Central Coast Casino (Grover Beach): **Wall, Stacy**
- C. Empire Sportsmen's Association: **Keo, Sakada**
- D. Napa Valley Casino: **Dionisio, Ador; Dionisio, Arnel**
- E. Outlaws Card Parlour: **Kreider, Peggy; Moore, Charlene**
- F. Poker Flats Casino: **Espinoza, Martin; Herr, Geraldine**
- G. River Card Room: **Harris, Bruce**

19. Applications for Tribal-State Compact Key Employee Finding of Suitability: Authority Pursuant to the Tribal-State Gaming Compact, section 6.4.4):

- A. Agua Caliente Band of Cahuilla Indians of the Agua Caliente Reservation – Agua Caliente Casino: **Lavey, Jacklyn; Lopez, Andres**
- B. Augustine Band of Cahuilla Mission Indians of the Augustine Reservation - Augustine Casino: **Gonzalez, Martin**
- C. Barona Band of Mission Indians of the Barona Reservation - Barona Valley Ranch Resort and Casino: **Gardiner, Kelly; Vasquez, Rema**
- D. Blue Lake Rancheria – Blue Lake Casino: **Price-Crawford, Gwendolyn**
- E. Cabazon Band of Mission Indians - Fantasy Springs Resort Casino:

Evanoff, John	Evanoff, Sharon
Le, Nhan	Lopez, Javier
Rieu, Linda	Sampeis, Scott
- F. Cahuilla Band of Mission Indians – Cahuilla Creek Casino Resort: **Mungar, Darla**
- G. Campo Band of Diegueno Mission Indians of the Campo Indian Reservation – Golden Acorn Casino & Travel Center: **McMullen, Gary; Ongay, Hissel**
- H. Chemehuevi Indian Tribe of the Chemehuevi Reservation – Havasu Landing Resort and Casino:

Barrick, Roger	Beetz, Rhonda
Gordon, Jacqueline	Phelps, Wade
- I. Dry Creek Rancheria of Pomo Indians of California – River Rock Casino: **Douangdara, Vila; Mason, Barbara**
- J. Jackson Rancheria of Me-Wuk Indians of California - Jackson Rancheria Casino, Hotel, and Conference Center:

Dayton, Cheryl	Montgomery, Russell
Orcutt, Leeanna	

- K. Middletown Rancheria of Pomo Indians of California - Twin Pine Casino:
Johnson, Sydney
- L. Mooretown Rancheria of Maidu Indians of California – Feather Falls Casino: **Sylva, Christopher**
- M. Morongo Band of Cahuilla Mission Indians of the Morongo Reservation - Casino Morongo:
Armstrong, Robert
Cimino, Jeffrey
Messick, David
Turner, Alida
Castro, Omar
Hamer, Jalie
Strebe, Kay
- N. Paiute-Shoshone Indians of the Bishop Community – Paiute Palace Casino: **Bosch, Rodger**
- O. Pala Band of Luiseno Mission Indians of the Pala Reservation - Pala Casino:
Aranda, Linda
Hall, Jennifer
Insisienmay, Linda
Nguyen, Kim
Fox, Linda
Heinzmann, Michael
Leung, Dino
Yoon, Jae
- P. Paskenta Band of Nomlaki Indians of California – Rolling Hills Casino: **McIvor, Wayne**
McMaster, Kellie
- Q. Pauma Band of Luiseno Mission Indians of the Pauma & Yuima Reservation - Casino Pauma:
Dong, Salina
Gadsden, Carol
Cabusor, Liezel
Hughes, Jon
- R. Pechanga Band of Luiseno Mission Indians of the Pechanga Reservation - Pechanga Gaming Center:
Eiselin, Fabian
Gomes, Sherryl
Nelson, Gregory
Souratha, Charaphitoun
Finch, Vincent
McCloud, Jody
Reagan, Mary
Takahashi, Victoria
- S. Picayune Rancheria of the Chukchansi Indians - Chukchansi Gold Resort and Casino:
Bailey, William
Romo, Maritza
Bettridge, Ward
Stanley, Ryan
- T. Rincon Band of Mission Indians - Harrah's Rincon Casino & Resort: **Saez, Judith**
- U. Rumsey Indian Rancheria of Wintun Indians of California - Cache Creek Casino Resort: **Khon, Allison; Marsh, Francine**
- V. San Pasqual Band of Diegueno Mission Indians of California - Valley View Casino: **Pusak, John**
- W. Santa Rosa Rancheria – The Palace Indian Gaming Center: **Johnson, Craig**
- X. Santa Ynez Band of Chumash Mission Indians of the Santa Ynez Reservation - Chumash Casino Resort:
Garcia, Monique
Gutierrez, Elizabeth

Presciado, Jesse
Zitello, Benjamin

Schichi, Jeffery

Y. Santa Ysabel Band of Diegueno Mission Indians – Santa Ysabel Resort and Casino: **Pepple, Philip**

Z. Soboba Band of Luiseno Indians – Soboba Casino:

Albright, Tristin

Griffin, Sharon

Llorente, Maxwell

AA. Susanville Indian Rancheria – Diamond Mountain Casino:

Castaneda, Aurelio

Hyatt, Debra

BB. Sycuan Band of Diegueno Mission Indians of California – Sycuan Casino and Resort:

Clark, Melanie

Contreras, Kira

Hoffman, Amie

Hudson, Priscilla

Juarez, Zulia

Leano, Minerva

Ngo, Hung

Odish, Samar

Vicary, Kevin

CC. Table Mountain Rancheria of California - Table Mountain Casino:

Ledbetter, Cary

Lopez, Michael

Lorona, Lorraina

O'Brien, Kerry

Phommachak, Vixay

Resendez, Juan

Vaughan, Sean

Walker, Dabnee

Ware, Nicholas

Yang, Tong

DD. United Auburn Indian Community of the Auburn Rancheria of California - Thunder Valley Casino:

Madigan, Cynthia

Osborne, Marshall

Yang, Lee

EE. Viejas (Baron Long) Group of Capitan Grande Band of Mission Indians of the Viejas Reservation – Viejas Casino & Turf Club:

Gay, Alfred

Le, Chris

20. Applications for Tribal-State Compact Key Employee Finding of Suitability Renewals: (Authority Pursuant to the Tribal-State Gaming Compact, section 6.4.4):

A. Agua Caliente Band of Cahuilla Indians of the Agua Caliente Reservation – Agua Caliente Casino:

Knutzen, Joel

Langer, Martha

Pineda, Edrick

Sgro, Judy

Williams, James

B. Augustine Band of Cahuilla Mission Indians of the Augustine Reservation - Augustine Casino: Phipps, Christopher; Welty, Richard

C. Dry Creek Rancheria of Pomo Indians of California – River Rock Casino:

Matthews, Jeffrey

D. Jackson Rancheria of Me-Wuk Indians of California - Jackson Rancheria Casino, Hotel, and Conference Center: **Hammons, David; Pitts Jr., Glenn**

E. Morongo Band of Cahuilla Mission Indians of the Morongo Reservation – Casino Morongo: **Savage, Danny** **Thiros, James**

- F. Paskenta Band of Nomlaki Indians of California – Rolling Hills Casino:
Poynor, Gary **Realander, Jeffrey**
Rosas, Mary **Soares, John**
- G. Pechanga Band of Luiseno Mission Indians of the Pechanga Reservation –
Pechanga Gaming Center: **Mancuso, Frank; Tabet, Phillip**
- H. Redding Rancheria – Win-River Casino: **McNeal, Nathan; Simon, Dawn**
- I. Rincon Band of Luiseno Mission Indians of the Rincon Reservation –
Harrah's Rincon Casino and Resort:
Kern, Matthew **Tei, Rita**
Thich, Yen **Wang, Wei**
- J. Rumsey Indian Rancheria of Wintun Indians of California – Cache Creek
Casino: **Kang, Kee; Reno, John**
- K. San Pasqual Band of Diegueno Mission Indians of California - Valley View
Casino: **Fernandez, Michele; Quisquis, James**
- L. Santa Ynez Band of Chumash Mission Indians of the Santa Ynez
Reservation - Chumash Casino Resort:
Myjak, Linda **Olinger Jr., Neal**
Reynolds, Pamela **Sahawneh Jr., Raad**
Rivera, Laurinda **Romero, Joaquin**
Skinner, Brain
- M. Tuolumne Band of Me-Wuk Indians of the Tuolumne Rancheria of California
– Black Oak Casino: **Guy, Mark**
- N. United Auburn Indian Community - Thunder Valley Casino:
Phan, Hoa **Rivard, Tracey**
Suh, Alexander
- O. Viejas (Baron Long) Group of Capitan Grande Band of Mission Indians of
the Viejas Reservation – Viejas Casino & Turf Club:
Madeira, Mark **Tehan, John**
Walker, David

Deputy Director Ciau presented the Consent Calendar to the Commission for its consideration of the applications for work permit renewals, Tribal-State Compact Key Employee Findings of Suitability and renewals of Tribal-State Compact Key Employee Findings of Suitability. Upon motion of motion of Chairman Shelton, seconded by Commissioner Cruz and unanimously carried in a vote by roll call with Chairman Shelton and Commissioners Cruz and Vuksich voting yes, the Commission adopted the staff recommendation.

PUBLIC COMMENT

There were no comments from the public during this portion of the meeting.

CLOSED SESSION:

Chairman Shelton announced that the Commission would not adjourn to Closed Session since there were no new matters under Government Code section 11126(e) that required discussions.

ADJOURNMENT

Upon motion to adjourn the meeting by Commissioner Cruz, seconded by Commissioner Vuksich and unanimously carried in a roll call vote, with Chairman Shelton and Commissioners Cruz and Vuksich voting yes, the meeting adjourned at 2:33 p.m.

Agenda Item 5: Request for Temporary State Gambling License Including All Associated Applicants and Endorsees (Pursuant to Business and Professions Code section 19824 (f)):

Mortimer's Cardroom: Mark Williamson, Executor of the Williamson Estate

MORTIMER'S CARDROOM
Mark Williamson – Conditions

1. The temporary initial license takes effect on the date that the Commission approves the request and expires November 30, 2006, which coincides with the expiration of the current gambling establishment license. If more time is needed to complete the background process, then the temporary state gambling license can be extended for another two months, expiring on January 31, 2007 for a total of six months.
2. Issuance of a temporary license does not obligate the Commission to grant a permanent license. Issuance of a temporary license does not create a vested right in the holder to either extension of the temporary license or to a regular license.
3. Issuance of this temporary license does not in any way change the legal requirement that the applicant bears the burden of establishing that s/he is suitable pursuant to Section 19856(a) for a regular license.
4. Issuance of this temporary license does not changes the license qualification requirements of the Gambling Control Act, including but not limited to Sections 19856, 19857, 19858, and 19859.
5. The applicant has pending an application for a regular state gambling license. A regular license may or may not be issued, depending upon the results of the complete background investigation and upon the conduct of the applicant and its employees during the term of the temporary license.
6. If, during the term of the temporary license, the Executive Director determines that any particular applicant is disqualified for any of the reasons set forth in Business and Professions Code section 19859, the Executive Director shall prepare an order to show cause why that applicant's temporary license should not be cancelled, which shall be considered at the first available noticed Commission meeting. The applicant may address the Commission by way of an oral statement at the noticed Commission meeting and/or may submit documents in support of the temporary licensure not less than five days prior to the meeting. Either in writing not less than five days prior to the meeting or at the meeting itself, the applicant may request an evidentiary hearing.
7. If, during the term of the temporary license, the Executive Director determines that any particular applicant may have violated one or more of the conditions under which the temporary license was issued, the Executive Director shall prepare an order to show cause why that applicant's temporary license should not be cancelled, which shall be considered at the first available noticed Commission meeting. The applicant may address the Commission by way of an oral statement at the noticed Commission meeting and/or may submit documents in support of the temporary licensure not less than five days prior to the meeting. Either in writing not less than five days prior to the meeting or at the meeting itself, the applicant may request an evidentiary hearing.

STATE OF CALIFORNIA

ARNOLD SCHWARZENEGGER, GOVERNOR

CALIFORNIA GAMBLING CONTROL COMMISSION

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DATE: August 3, 2006

TO: Gambling Control Commission

FROM: Frank J. Lechner, Acting Deputy Director
Compliance Division

SUBJECT: Revenue Sharing Trust Fund Report of Distribution of Funds to Non-Compact Tribes (Eligible Recipient Indian Tribes) for the Quarter Ended June 30, 2006

All eligible tribes will receive a total of \$275,000, which consists of \$122,332.79 from license fees and interest income and \$152,667.21 from shortfall funds that have been transferred into RSTF from SDF as shown in Exhibit 1. The quarterly amount of the shortfall in payments to all eligible recipient Indian tribes for the quarter totals \$10,839,371.91.

License fees of approximately \$8.30 million for the quarterly period ended June 30, 2006, and interest of \$376,458.42 received in April 2006 total approximately \$8.68 million. The receipts are equally distributed to the seventy-one (71) tribes listed in Exhibit 1 as eligible Non-Compact recipient tribes (pending receipt of outstanding eligibility certification forms, if any).

At the end of the calendar quarter for distribution, the amount of outstanding license fee payments due into the RSTF from seven (7) tribes was \$960,024.76. If the total license fee payments due at the end of this quarter had been paid into the RSTF, recipient tribes would have received \$13,521.47 in additional RSTF money with this quarter's distribution in lieu of SDF transferred shortfall funds. A listing of the amount of revenue received from each Compact Tribe is attached as Exhibit 3.

A fund condition statement for the RSTF through June 30, 2006, for the fiscal year 2005-06 is attached as Exhibit 2.

Exhibit 1**Total Amount of Distribution for the Quarter Ended June 30, 2006**

	Eligible Recipient Indian Tribe	Quarterly Distribution from Revenue Received	Quarterly Shortfall	Total Potential Quarterly Distribution
1	Alturas Indian Rancheria	\$122,332.79	\$152,667.21	\$275,000.00
2	Bear River Band of the Rohnerville Rancheria	122,332.79	152,667.21	275,000.00
3	Benton Paiute Reservation	122,332.79	152,667.21	275,000.00
4	Big Lagoon Rancheria	122,332.79	152,667.21	275,000.00
5	Big Pine Reservation	122,332.79	152,667.21	275,000.00
6	Big Sandy Rancheria	122,332.79	152,667.21	275,000.00
7	Bridgeport Paiute Indian Colony	122,332.79	152,667.21	275,000.00
8	Buena Vista Rancheria	122,332.79	152,667.21	275,000.00
9	Cahto Indian Tribe of Laytonville Rancheria	122,332.79	152,667.21	275,000.00
10	Cahuilla Band of Mission Indians	122,332.79	152,667.21	275,000.00
11	California Valley Miwok Tribe	122,332.79	152,667.21	275,000.00
12	Cedarville Rancheria	122,332.79	152,667.21	275,000.00
13	Chemehuevi Indian Tribe	122,332.79	152,667.21	275,000.00
14	Cher-Ae Heights Indian Community	122,332.79	152,667.21	275,000.00
15	Chicken Ranch Rancheria	122,332.79	152,667.21	275,000.00
16	Cloverdale Rancheria	122,332.79	152,667.21	275,000.00
17	Cold Springs Rancheria	122,332.79	152,667.21	275,000.00
18	Colorado River Indian Tribes	122,332.79	152,667.21	275,000.00
19	Cortina Rancheria	122,332.79	152,667.21	275,000.00
20	Coyote Valley Band of Pomo Indians	122,332.79	152,667.21	275,000.00
21	Death Valley Timbi-Sha Shoshone Tribe	122,332.79	152,667.21	275,000.00
22	Elem Indian Colony	122,332.79	152,667.21	275,000.00
23	Elk Valley Rancheria	122,332.79	152,667.21	275,000.00
24	Enterprise Rancheria	122,332.79	152,667.21	275,000.00
25	Ewiiapaayp Band of Kumeyaay Indians	122,332.79	152,667.21	275,000.00
26	Federated Indians of Graton Rancheria	122,332.79	152,667.21	275,000.00
27	Fort Bidwell Indian Community	122,332.79	152,667.21	275,000.00
28	Fort Independence Reservation	122,332.79	152,667.21	275,000.00
29	Fort Mojave Indian Tribe	122,332.79	152,667.21	275,000.00
30	Greenville Rancheria	122,332.79	152,667.21	275,000.00
31	Grindstone Rancheria	122,332.79	152,667.21	275,000.00
32	Guidiville Rancheria	122,332.79	152,667.21	275,000.00
33	Habematolel Pomo of Upper Lake	122,332.79	152,667.21	275,000.00
34	Hoopa Valley Tribe	122,332.79	152,667.21	275,000.00
35	Inaja-Cosmit Mission Indians	122,332.79	152,667.21	275,000.00
36	Ione Band of Miwok Indians	122,332.79	152,667.21	275,000.00
37	Jamul Indian Village	122,332.79	152,667.21	275,000.00

Exhibit 1

Total Amount of Distribution for the Quarter Ended June 30, 2006

	Eligible Recipient Indian Tribe	Quarterly Distribution from Revenue Received	Quarterly Shortfall	Total Potential Quarterly Distribution
38	Karuk Tribe of California	122,332.79	152,667.21	275,000.00
39	La Jolla Band of Mission Indians	122,332.79	152,667.21	275,000.00
40	La Posta Band of Mission Indians	122,332.79	152,667.21	275,000.00
41	Lone Pine Reservation	122,332.79	152,667.21	275,000.00
42	Los Coyotes Band of Cahuilla Indians	122,332.79	152,667.21	275,000.00
43	Lower Lake Rancheria	122,332.79	152,667.21	275,000.00
44	Lytton Rancheria	122,332.79	152,667.21	275,000.00
45	Manchester Point Arena Rancheria	122,332.79	152,667.21	275,000.00
46	Manzanita Mission Indians	122,332.79	152,667.21	275,000.00
47	Mechoopda Indian Tribe	122,332.79	152,667.21	275,000.00
48	Mesa Grande Mission Indians	122,332.79	152,667.21	275,000.00
49	Northfork Rancheria	122,332.79	152,667.21	275,000.00
50	Paiute Bishop Community	122,332.79	152,667.21	275,000.00
51	Pinoleville Reservation	122,332.79	152,667.21	275,000.00
52	Pit River Tribe	122,332.79	152,667.21	275,000.00
53	Potter Valley Rancheria	122,332.79	152,667.21	275,000.00
54	Quartz Valley Indian Community	122,332.79	152,667.21	275,000.00
55	Quechan Tribe of Fort Yuma	122,332.79	152,667.21	275,000.00
56	Ramona Mission Indians	122,332.79	152,667.21	275,000.00
57	Redwood Valley Rancheria	122,332.79	152,667.21	275,000.00
58	Resighini Rancheria	122,332.79	152,667.21	275,000.00
59	Round Valley Indian Tribe	122,332.79	152,667.21	275,000.00
60	Santa Rosa Band of Cahuilla Mission Indians	122,332.79	152,667.21	275,000.00
61	Santa Ysabel Mission Indians	122,332.79	152,667.21	275,000.00
62	Scotts Valley Band of Pomo Indians	122,332.79	152,667.21	275,000.00
63	Sherwood Valley Pomo Indians	122,332.79	152,667.21	275,000.00
64	Shingle Springs Rancheria	122,332.79	152,667.21	275,000.00
65	Smith River Rancheria	122,332.79	152,667.21	275,000.00
66	Stewarts Point Rancheria	122,332.79	152,667.21	275,000.00
67	Susanville Indian Rancheria	122,332.79	152,667.21	275,000.00
68	Table Bluff Reservation	122,332.79	152,667.21	275,000.00
69	Torrez-Martinez Mission Indians	122,332.79	152,667.21	275,000.00
70	Washoe Tribe of Nevada & California	122,332.79	152,667.21	275,000.00
71	Yurok Tribe of the Yurok Reservation	122,332.79	152,667.21	275,000.00
	Total	\$8,685,628.09	\$10,839,371.91	\$19,525,000.00

EXHIBIT 2

CALIFORNIA GAMBLING CONTROL COMMISSION 0366 - INDIAN GAMING REVENUE SHARING TRUST FUND FUND CONDITION STATEMENT For the twelve months ended June 30, 2006 Cash Basis

BEGINNING BALANCE	\$	6,959,717.06
REVENUES AND TRANSFERS		
Revenues:		
150300 Income from surplus money investments		795,516.14
216900 License fees held in trust		31,921,023.00
Transfer from the SDF to the RSTF for shortfall per Senate Bill No. 77 (Chapter 38, Statutes of 2005)		48,483,757.00
Transfer from the SDF to the RSTF for shortfall per Assembly Bill No. 1750 (Chapter 720, Statutes of 2005)		50,000,000.00
		<hr/>
Totals, Revenues	\$	<u>131,200,296.14</u>
Totals, Resources	\$	138,160,013.20
EXPENDITURES		
Disbursements:		
Distribution	\$	65,262,417.72
Fiscal Year 2004-2005 shortfall distribution per Senate Bill No. 77 (Chapter 38, Statutes of 2005) and Government Code Section 12012.90		<u>48,483,757.00</u>
		<hr/>
Totals, Expenditures	\$	<u>113,746,174.72</u>
FUND BALANCE, prior to distribution	\$	24,413,838.48
Disbursements, pending distribution		19,525,000.00
Assembly Bill No. 673 (Chapter 210, Statutes of 2003) and Government Code Section 12012.90 reserve pending audit resolution		<u>275,000.00</u>
		<hr/>
FUND BALANCE, after distribution	\$	<u>4,613,838.48</u>

Exhibit 3
Amount of Revenue from Each Compact Tribe Received by the Commission Through June 30, 2006 for the Fiscal Year Ending June 30, 2006

	Compact Tribe	Revenue Received Fiscal Year to Date	Revenue Received Inception to Date
1	Agua Caliente Band of Cahuilla Indians	\$549,150.00	\$4,285,006.25
2	Alturas Indian Rancheria	187,500.00	375,000.00
3	Augustine Band of Mission Indians	93,750.00	531,250.00
4	Barona Band of Mission Indians	736,350.00	4,326,812.77
5	Bear River Band of the Rohnerville Rancheria	0.00	0.00
6	Berry Creek Rancheria	0.00	617,500.00
7	Big Sandy Rancheria	0.00	0.00 ²
8	Big Valley Rancheria	0.00	500,000.00
9	Blue Lake Rancheria	0.00	437,500.00
10	Buena Vista Rancheria	0.00	0.00 ²
11	Cabazon Band of Mission Indians	1,583,437.50	5,175,504.55
12	Cahto Indian Tribe of the Laytonville Rancheria	0.00	0.00
13	Cahuilla Band of Mission Indians	0.00	125,000.00
14	Campo Band of Diegueno Mission Indians	0.00	500,000.00
15	Chemehuevi Indian Tribe	0.00	0.00 ²
16	Cher-Ae Heights Indian Community	0.00	0.00
17	Chicken Ranch Rancheria	0.00	0.00
18	Colusa Rancheria	0.00	403,750.00
19	Dry Creek Rancheria	1,668,750.00	8,178,246.58
20	Elem Indian Colony	0.00	0.00
21	Elk Valley Rancheria	0.00	62,500.00
22	Ewilaapaayp Band of Kumeyaay Indians	0.00	2,437,433.22
23	Hoopa Valley Tribe	0.00	0.00
24	Hopland Band of Pomo Indians	282,407.67	2,347,366.24
25	Jackson Rancheria	730,687.50	3,757,564.72
26	Jamul Indian Village	0.00	0.00
27	La Jolla Band of Luiseno Indians	0.00	0.00
28	Manchester Point Arena Rancheria	0.00	0.00
29	Manzanita Band of Mission Indians	0.00	0.00
30	Middletown Rancheria	135,000.00	322,500.00
31	Mooretown Rancheria	135,000.00	827,013.70
32	Morongo Band of Mission Indians	0.00	497,300.00
33	Paiute Bishop Tribe	0.00	0.00
34	Pala Band of Mission Indians	2,004,326.79	16,375,896.37
35	Paskenta Band of Nomlaki Indians	0.00	528,750.00
36	Pauma/Yuima Band of Mission Indians	142,812.00	1,223,233.61
37	Pechanga Band of Mission Indians	285,300.00	1,747,755.62

Exhibit 3**Amount of Revenue from Each Compact Tribe Received by the Commission Through June 30, 2006 for the Fiscal Year Ending June 30, 2006**

	Compact Tribe	Revenue Received Fiscal Year to Date	Revenue Received Inception to Date
38	Picayune Rancheria	2,205,000.00	11,502,719.18
39	Pit River Tribe	0.00	0.00
40	Quechan Indian Nation	0.00	0.00
41	Redding Rancheria	0.00	687,500.00
42	Resighini Rancheria	0.00	0.00
43	Rincon Band of Mission Indians	1,557,500.00	8,400,746.58
44	Robinson Rancheria	0.00	275,000.00
45	Rumsey Rancheria	2,000,000.00	7,134,900.62
46	San Manuel Band of Mission Indians	898,200.00	5,502,397.81
47	San Pasqual Band of Diegueno Indians	1,190,400.00	7,221,581.91
48	Santa Rosa Indian Community	3,180,375.00	15,586,451.51
49	Santa Ynez Band of Chumash Indians	1,315,500.00	8,058,789.04
50	Sherwood Valley Rancheria	0.00	0.00
51	Shingle Springs Rancheria	0.00	1,238,750.00
52	Smith River Rancheria	0.00	0.00
53	Soboba Band of Mission Indians	865,050.00	4,507,518.09
54	Susanville Indian Rancheria	0.00	0.00
55	Sycuan Band of Mission Indians	2,339,850.00	14,333,985.21
56	Table Mountain Rancheria	1,169,250.00	7,162,857.53
57	Tule River Reservation	1,283,175.00	3,666,849.04
58	Tuolumne Rancheria	0.00	828,750.00
59	Twenty-Nine Palms Band of Mission Indians	1,378,500.00	8,444,728.77
60	United Auburn Indian Community	2,003,751.44	8,950,312.20
61	Viejas Band of Mission Indians	2,000,000.10	5,692,366.64
	Totals	31,921,023.00	174,779,087.76
	Interest	795,516.14	4,407,978.33
	Grand Totals	\$32,716,539.14¹	\$179,187,066.09

Footnotes:

1. See Exhibit 2 for a copy of a fund condition statement for the Fund for the quarter ended June 30, 2006, which is the most recent quarter-end for which a distribution has been recommended for payment.
2. Prepayment receipts were returned to payor tribes for the return of unused putative gaming device licenses issued by Sides Accountancy Corporation. Licenses in equal number were issued by the Commission on September 5, 2002 resulting in \$2,137,500 in prepayment fees to the Fund